

109TH CONGRESS
1ST SESSION

S. 136

AN ACT

To authorize the Secretary of the Interior to provide supplemental funding and other services that are necessary to assist certain local school districts in the State of California in providing educational services for students attending schools located within Yosemite National Park, to authorize the Secretary of the Interior to adjust the boundaries of the Golden Gate National Recreation Area, to adjust the boundaries of Redwood National Park, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. TABLE OF CONTENTS.**

2 The table of contents of this Act is as follows:

Sec. 1. Table of contents.

TITLE I—YOSEMITE NATIONAL PARK AUTHORIZED PAYMENTS

Sec. 102. Payments for educational services.

Sec. 103. Authorization for park facilities to be located outside the boundaries of Yosemite National Park.

TITLE II—RANCHO CORRAL DE TIERRA GOLDEN GATE NATIONAL RECREATION AREA BOUNDARY ADJUSTMENT

Sec. 201. Short title.

Sec. 202. Golden Gate National Recreation Area, California.

TITLE III—REDWOOD NATIONAL PARK BOUNDARY ADJUSTMENT

Sec. 301. Short title.

Sec. 302. Redwood National Park boundary adjustment.

3 **TITLE I—YOSEMITE NATIONAL**
4 **PARK AUTHORIZED PAYMENTS**

5 **SEC. 101. PAYMENTS FOR EDUCATIONAL SERVICES.**

6 (a) IN GENERAL.—(1) For fiscal years 2006 through
7 2009, the Secretary of the Interior may provide funds to
8 the Bass Lake Joint Union Elementary School District
9 and the Mariposa Unified School District in the State of
10 California for educational services to students—

11 (A) who are dependents of persons engaged in
12 the administration, operation, and maintenance of
13 Yosemite National Park; or

14 (B) who live within or near the park upon real
15 property owned by the United States.

16 (2) The Secretary's authority to make payments
17 under this section shall terminate if the State of California
18 or local education agencies do not continue to provide

1 funding to the schools referred to in subsection (a) at per
2 student levels that are no less than the amount provided
3 in fiscal year 2005.

4 (b) LIMITATION ON USE OF FUNDS.—Payments
5 made under this section shall only be used to pay public
6 employees for educational services provided in accordance
7 with subsection (a). Payments may not be used for con-
8 struction, construction contracts, or major capital im-
9 provements.

10 (c) LIMITATION ON AMOUNT OF FUNDS.—Payments
11 made under this section shall not exceed the lesser of—

12 (1) \$400,000 in any fiscal year; or

13 (2) the amount necessary to provide students
14 described in subsection (a) with educational services
15 that are normally provided and generally available to
16 students who attend public schools elsewhere in the
17 State of California.

18 (d) SOURCE OF PAYMENTS.—(1) Except as otherwise
19 provided in this subsection, the Secretary may use funds
20 available to the National Park Service from appropria-
21 tions, donations, or fees.

22 (2) Funds from the following sources shall not be
23 used to make payments under this section:

1 (A) Any law authorizing the collection or ex-
2 penditure of entrance or use fees at units of the Na-
3 tional Park System, including—

4 (i) the Land and Water Conservation
5 Fund Act of 1965 (16 U.S.C. 4601–4 et seq.);
6 and

7 (ii) the Federal Lands Recreation En-
8 hancement Act (16 U.S.C. 6801 et seq.).

9 (B) Any unexpended receipts collected
10 through—

11 (i) the recreational fee demonstration pro-
12 gram established under section 315 of the De-
13 partment of the Interior and Related Agencies
14 Appropriations Act, 1996 (16 U.S.C. 4601–6a
15 note; Public Law 104–134); or

16 (ii) the national park passport program es-
17 tablished under section 602 of the National
18 Parks Omnibus Management Act of 1998 (16
19 U.S.C. 5992).

20 (C) Emergency appropriations for flood recov-
21 ery at Yosemite National Park.

22 (3)(A) The Secretary may use an authorized funding
23 source to make payments under this section only if the
24 funding available to Yosemite National Park from such
25 source (after subtracting any payments to the school dis-

1 triets authorized under this section) is greater than or
 2 equal to the amount made available to the park for the
 3 prior fiscal year, or in fiscal year 2005, whichever is great-
 4 er.

5 (B) It is the sense of Congress that any payments
 6 made under this section should not result in a reduction
 7 of funds to Yosemite National Park from any specific
 8 funding source, and that with respect to appropriated
 9 funds, funding levels should reflect annual increases in the
 10 park’s operating base funds that are generally made to
 11 units of the National Park System.

12 **SEC. 102. AUTHORIZATION FOR PARK FACILITIES TO BE**
 13 **LOCATED OUTSIDE THE BOUNDARIES OF YO-**
 14 **SEMITE NATIONAL PARK.**

15 (a) FUNDING AUTHORITY FOR TRANSPORTATION
 16 SYSTEMS AND EXTERNAL FACILITIES.—Section 814(c) of
 17 the Omnibus Parks and Public Lands Management Act
 18 of 1996 (16 U.S.C. 346e) is amended—

19 (1) in the heading by inserting “**AND YOSEM-**
 20 **ITE NATIONAL PARK**” after “**ZION NATIONAL**
 21 **PARK**”;

22 (2) in the first sentence—

23 (A) by inserting “and Yosemite National
 24 Park” after “Zion National Park”; and

1 (B) by inserting “for transportation sys-
 2 tems or” after “appropriated funds”; and

3 (3) in the second sentence by striking “facili-
 4 ties” and inserting “systems or facilities”.

5 (b) CLARIFYING AMENDMENT FOR TRANSPORTATION
 6 FEE AUTHORITY.—Section 501 of the National Parks
 7 Omnibus Management Act of 1998 (16 U.S.C. 5981) is
 8 amended in the first sentence by striking “service con-
 9 tract” and inserting “service contract, cooperative agree-
 10 ment, or other contractual arrangement”.

11 **TITLE II—RANCHO CORRAL DE**
 12 **TIERRA GOLDEN GATE NA-**
 13 **TIONAL RECREATION AREA**
 14 **BOUNDARY ADJUSTMENT**

15 **SEC. 201. SHORT TITLE.**

16 This title may be cited as the “Rancho Corral de
 17 Tierra Golden Gate National Recreation Area Boundary
 18 Adjustment Act”.

19 **SEC. 202. GOLDEN GATE NATIONAL RECREATION AREA,**
 20 **CALIFORNIA.**

21 Section 2(a) of Public Law 92–589 (16 U.S.C.
 22 460bb–1(a)) is amended—

23 (1) by striking “The recreation area shall com-
 24 prise” and inserting the following:

1 “(1) INITIAL LANDS.—The recreation area shall
2 comprise”; and

3 (2) by striking “The following additional lands
4 are also” and all that follows through the period at
5 the end of the subsection and inserting the following
6 new paragraphs:

7 “(2) ADDITIONAL LANDS.—In addition to the
8 lands described in paragraph (1), the recreation area
9 shall include the following:

10 “(A) The parcels numbered by the Asses-
11 sor of Marin County, California, 119-040-04,
12 119-040-05, 119-040-18, 166-202-03, 166-
13 010-06, 166-010-07, 166-010-24, 166-010-
14 25, 119-240-19, 166-010-10, 166-010-22,
15 119-240-03, 119-240-51, 119-240-52, 119-
16 240-54, 166-010-12, 166-010-13, and 119-
17 235-10.

18 “(B) Lands and waters in San Mateo
19 County generally depicted on the map entitled
20 ‘Sweeney Ridge Addition, Golden Gate National
21 Recreation Area’, numbered NRA GG-80,000-
22 A, and dated May 1980.

23 “(C) Lands acquired under the Golden
24 Gate National Recreation Area Addition Act of

1 1992 (16 U.S.C. 460bb–1 note; Public Law
2 102–299).

3 “(D) Lands generally depicted on the map
4 entitled ‘Additions to Golden Gate National
5 Recreation Area’, numbered NPS–80–076, and
6 dated July 2000/PWR–PLRPC.

7 “(E) Lands generally depicted on the map
8 entitled ‘Rancho Corral de Tierra Additions to
9 the Golden Gate National Recreation Area’,
10 numbered NPS–80,079E, and dated March
11 2004.

12 “(3) ACQUISITION LIMITATION.—The Secretary
13 may acquire land described in paragraph (2)(E) only
14 from a willing seller.”.

15 **TITLE III—REDWOOD NATIONAL** 16 **PARK BOUNDARY ADJUSTMENT**

17 **SEC. 301. SHORT TITLE.**

18 This title may be cited as the “Redwood National
19 Park Boundary Adjustment Act of 2005”.

20 **SEC. 302. REDWOOD NATIONAL PARK BOUNDARY ADJUST-** 21 **MENT.**

22 Section 2(a) of the Act of Public Law 90–545 (16
23 U.S.C. 79b(a)) is amended—

24 (1) in the first sentence, by striking “(a) The
25 area” and all that follows through the period at the

1 end and inserting the following: “(a)(1) The Red-
 2 wood National Park consists of the land generally
 3 depicted on the map entitled ‘Redwood National
 4 Park, Revised Boundary’, numbered 167/60502, and
 5 dated February, 2003.”;

6 (2) by inserting after paragraph (1) (as des-
 7 ignated by paragraph (1)) the following:

8 “(2) The map referred to in paragraph (1) shall be—

9 “(A) on file and available for public inspection
 10 in the appropriate offices of the National Park Serv-
 11 ice; and

12 “(B) provided by the Secretary of the Interior
 13 to the appropriate officers of Del Norte and Hum-
 14 boldt Counties, California.”; and

15 (3) in the second sentence—

16 (A) by striking “The Secretary” and in-
 17 serting the following:

18 “(3) The Secretary;”and

19 (B) by striking “one hundred and six thou-
 20 sand acres” and inserting “133,000 acres”.

Passed the Senate July 26, 2005.

Attest:

Secretary.

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